## **DOCKET FILE COPY ORIGINAL**

Federal Communications Commission Office of the Secretary 445 Twelfth Street, SW TW-A325 Washington, D. C. 20554 MAY 5 2003
FCC - MAILROOM

Re:MB Docket No. 03-58 RM-10608

Dear Sirs;

Please find enclosed an original and four copies of the comments of Jerry E. White, Cindy Mitchell White, Donald E. White and Donald F. White D/B/A Mitchell County Television in the above listed rulemaking.

Should you have any questions, please contact us as listed below.

Sincerely

Jerry E. White Managing Partner 2586 Old Pelham Road Pelham, GA 31779 229-294-1909

whitefam@rose.net

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#### **Before The**

# **Federal Communications Commission**

W	ashington, DC 20554	RECEIVED & INSPECTED
In the Matter of	} }	MAY 5 2003 FCC - MAILROOM
Amendment of Section 73.202(b) FM Table of Allotments, FM Broadcast Stations	<ul><li>MB Docket No. 03-58</li><li>RM-10608</li></ul>	FCC - MAILFICO
(Pelham and Meigs, Georgia)	}	

## **COMMENTS**

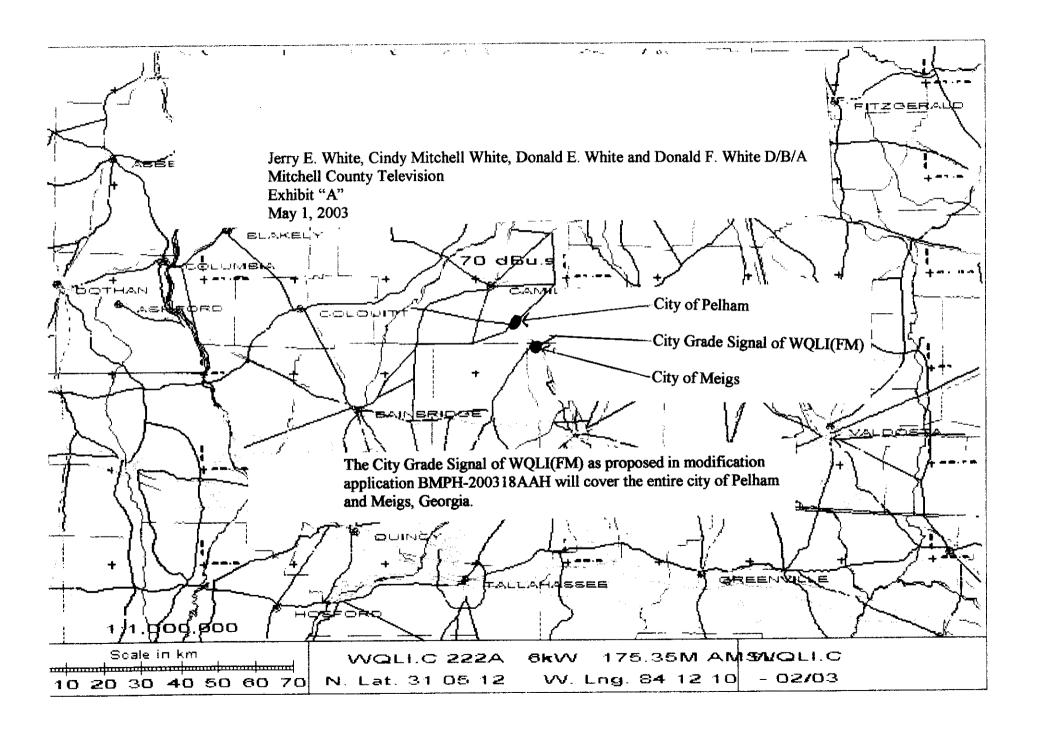
The Audio Division has before it a petition for rule making filed by Jerry E. White, Cindy Mitchell White, Donald E. White, and Donald F. White D/B/A Mitchell County Television ("Mitchell") proposing the reallotment of Channel 222A from Pelham, Georgia to Meigs, Georgia, and has issued a Notice of Proposed Rulemaking. Mitchell is the permittee of Station WQLI (FM), Channel 222A, Pelham, Georgia. Currently the station is not on the air, but Mitchell plans to have the station broadcasting by the July 19, 2003 deadline in its current construction permit BPH-19931105MA. In Mitchell's petition it was stated that WQLI (FM) will place a city grade signal over Pelham and Meigs when operational in the current construction permit. Since filing the petition Mitchell has filed an application to modify the WQLI (FM) construction permit. The modification was needed to locate the WQLI (FM) transmitter on a site that will meet local zoning ordinances that were put into place after Mitchell filed the original application. The new proposed site in modification application BMPH-200318AAH will also cover Pelham and Meigs with a city grade signal. Attached as exhibit "A" is a coverage map of WQLI (FM) at the modified site showing Pelham and Meigs and the proposed city grade signal.

Donald E. White, partner, has lived most of his life just outside the city limits of Meigs. While living outside the corporate city limits, Mr. White has had a Meigs, Georgia mailing address and a Meigs phone number. Mr. White has banked in Meigs and conducted other various business activities in Meigs during his lifetime. Mr. White has a long time business relationship with the city of Meigs. In fact in travels when asked where he is from, while not living within the corporate city limits, Mr. White is "from Meigs."

Jerry E. White, partner, and Donald F. White, partner, are sons of Donald E. White and have much of the same relationships with the city of Meigs. Jerry and Donald F. White graduated from high school in Meigs. Meigs no longer has a School.

Mitchell gave serious consideration to requesting the allotment of channel 222A to Meigs in the original rulemaking petition in 1993. Mitchell opted to request Pelham because we felt the larger city would help in the rulemaking comment period incase of a counter-proposal that would have 222A going to another area or precluding channel 222A from the Pelham-Meigs area. Mitchell also felt that channel 222A allotted to Meigs would attract applicants that would locate in the south part of the usable area to build a Thomasville, Georgia station.

U. S. Census Bureau numbers show that Meigs has a larger percentage of its population that is of a minority race than Pelham. Meigs is 66.8% Black, Pelham is 41.7%. While Census figures show Pelham leading Meigs with Hispanic or Latino population 15.2% to 2.8%, Mitchell believes the Meigs' Hispanic population is severely under-reported. The under-reporting of Hispanic or Latino population is a nation



### **AFFIDAVIT**

State of Georgia	)	
	)	
	)	SS
Mitchell County	)	

Jerry E. White being first duly sworn, deposes and says that he is the Managing Partner of Mitchell County Television permittee of WQLI(FM) Pelham, Georgia. That he has prepared the comments attached hereto and believe said comments to be true and correct to the best of his knowledge.

Jerry E. White Affiant

Subscribed and sworn to before me this 1<sup>st</sup> day of May, 2003.

Cindy Mitchell White

Notary Public

My Commission Expires May 21, 2004